PTO/SB/21 (08-00) Please type a plus sign (+) inside this box → 🗐 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE JUL 1 9 2005 Apper the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/603,437 TRANSMITTAL Filing Date June 24, 2003 **FORM First Named Inventor** Michael Graupe (to be used for all correspondence after initial filing) **Group Art Unit** 1626 Lambkin, Deborah **Examiner Name** Total Number of Pages in This Submission **Attorney Docket Number** 1053R/US ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication to Fee Transmittal Form (for an Application) Group Appeal Communication to Board of Fee Attached ☐ Drawing(s) Appeals and Interferences Appeal Communication to Group (Appeal Amendment / Response Licensing-related Papers Notice, Brief, Reply Brief) Petition Routing Slip (PTO/SB/69) After Final Proprietary Information and Accompanying Petition Petition to Convert to a Affidavits/declaration(s) Status Letter **Provisional Application** Power of Attorney, Revocation Extension of Time Request Other Enclosure(s) Change of Correspondence Address (please identify below): (+ duplicate copy) Return Postcard Terminal Disclaimer Express Abandonment Request Request for Refund Information Disclosure Statement CD, Number of CD(s) The Commissioner is authorized to charge any additional fees to Certified Copy of Priority Deposit Account 50-0970. Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Wayne W. Montgomery Reg. No. 35,016 Firm and Celera, an Applera Business Corporation Individual name Signature July 15, 2005 Date **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: July 15, 2005

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Date

July 15, 2005

Typed or printed name

Signature

Debra KaBowen

3 HW

**CERTIFICATE OF MAILING** 

hereby certify that this paper is being deposited with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents and Trademarks, P.O. Box 1250! Alexandria, VA 22313-1450, on July 15, 2005.

Debra K. Bowen

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael Graupe et al.

Application No.: 10/603,437 Group Art Unit: 1626

Filed: June 24, 2003 Examiner: Deborah Lambkin

Title: PEPTIDIC COMPOUNDS AS CYSTEINE

PROTEASE INHIBITORS

Attorney Docket No.: 1053R/US

Dear Sir:

## **RESPONSE**

This response is filed in reply to an Office Action mailed January 26, 2005, for which a response was due on February 26, 2005. Enclosed under separate cover is a petition for a four-month extension. Applicants request reconsideration of the restriction requirement in view of the following Remarks.

## **REMARKS**

The Examiner has requested that Applicants elect one of the following two groups pursuant to 35 U.S.C. 121:

I. Claims 1-27, drawn to compounds, compositions and methods wherein R1, R1a, R2, R3, R4, R4a, and E does not contain a heterocyclic group, classified in class/subclass numerous depending on the elected species.